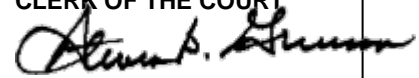


# Exhibit 1



1 COGBURN LAW  
 Jamie S. Cogburn, Esq.  
 2 Nevada Bar No. 8409  
[jsc@cogburncares.com](mailto:jsc@cogburncares.com)  
 3 Hunter S. Davidson, Esq.  
 Nevada Bar No. 14860  
 4 [hsd@cogburncares.com](mailto:hsd@cogburncares.com)  
 2580 St. Rose Parkway, Suite 330  
 5 Henderson, Nevada 89074  
 Telephone: (702) 748-7777  
 6 Facsimile: (702) 966-3880  
*Attorneys for Plaintiff*

CASE NO: A-21-830984-C  
 Department 26

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

ALICIA HOUSE, as Legal Guardian to  
 LILLIE JIMENEZ-HOUSE, a minor,

Case No.:  
 Dept. No.:

Plaintiff,

**COMPLAINT**

vs.

SKECHERS USA, INC., a foreign  
 corporation; DOE Employees 1-10; DOE  
 Individuals 11-20; and ROE Corporations 21-  
 30, inclusive,

Defendants.

Plaintiff Alicia House, as Legal Guardian to Lillie Jimenez-House, a minor, by and through  
 her counsel of record, Jamie S. Cogburn, Esq. and Hunter S. Davidson, Esq. of Cogburn Law,  
 hereby alleges as follows:

///

///

///

///

///

///

COGBURN LAW  
2580 St. Rose Parkway, Suite 330, Henderson, Nevada 89074  
Telephone: (702) 748-7777 | Facsimile: (702) 966-3880

**PARTIES, JURISDICTION AND VENUE**

1  
2 1. At all times relevant hereto, Plaintiff Alicia House (“Plaintiff”) was, and continues  
3 to be, an individual residing in Clark County, Nevada.

4 2. At all times relevant hereto, Lillie Jimenez-House (“Minor”) was, and continues to  
5 be, a minor residing in Clark County, Nevada.

6 3. At all times relevant hereto, Plaintiff was, and continues to be, the legal guardian  
7 and parent of Minor.

8 4. At the time of the incident giving rise to this Complaint, Minor was nine years old.

9 5. At all times relevant hereto, Defendant Skechers USA, Inc. (“Skechers”) was, and  
10 continues to be, a foreign corporation licensed to do business in Clark County, Nevada, and is  
11 located at 1925 West Craig Road, No. 102, North Las Vegas, Nevada 89032 (“Premises”).

12 6. Defendants named, referenced, or designated herein as DOE Employees 1-10  
13 (“DOE Employees”), DOE Individuals 11-20 (DOE Individuals), and ROE Corporations 21-30  
14 (“ROE Entities” and, together with Skechers, DOE Employees, and DOE Individuals,  
15 “Defendants”) are employees, individuals, or entities whose true names and capacities are  
16 unknown to the Plaintiff and are, therefore, sued by their fictitious names. Upon information and  
17 belief, DOE Employees, DOE Individuals and ROE Entities are responsible in some manner for  
18 the events and happenings referred to herein.

19 7. Upon information and belief, DOE Employees, DOE Individuals, and/or ROE  
20 Entities owed, operated, controlled, leased, managed, maintained and/or inspected the Premises  
21 which caused Plaintiff to slip and fall, therefore sustaining injuries.

22 8. Upon information and belief, DOE Employees, DOE Individuals, and/or ROE  
23 Entities negligently, recklessly, and/or intentionally failed to perform or supervise performance of  
24 the maintenance, inspection, cleaning and/or repair of the Premises’ floor where Plaintiff slipped  
25 and fell.

COGBURN LAW  
2580 St. Rose Parkway, Suite 330, Henderson, Nevada 89074  
Telephone: (702) 748-7777 | Facsimile: (702) 966-3880

1           9.       Upon information and belief, DOE Employees, DOE Individuals and/or ROE  
2 Entities caused said injuries and damages arising proximately from the subject incident described  
3 further herein.

4           10.     Plaintiff will seek leave to amend this Complaint as the true identities of  
5 DOE Employees, DOE Individuals, and ROE Entities become known.

6           11.     All acts and occurrences giving rise to this action took place in Clark County,  
7 Nevada.

8           12.     Nevada courts hold personal jurisdiction over Defendants pursuant to their  
9 purposeful contacts with the State of Nevada.

10          13.     Venue in the Eighth Judicial District Court in and for the County of Clark, State of  
11 Nevada is proper pursuant to NRS 13.040.

12                   **ALLEGATIONS COMMON TO ALL CAUSES OF ACTION**

13          14.     Plaintiff re-alleges and incorporates by reference each and every allegation  
14 previously made in this Complaint as if fully set forth herein.

15          15.     On August 6, 2017, Plaintiff and Minor were shopping for shoes at Skechers's  
16 Premises.

17          16.     While Minor was trying on shoes, she slipped and fell on the Premises' slick floor.

18          17.     Minor screamed in pain, but no employee came to her rescue.

19          18.     Ultimately, Minor's family picked her up and took her to the emergency room.

20          19.     As a result of the slip and fall, Minor suffered a broken leg and other injuries.

21          20.     While recovering with a broken leg, Minor was restricted to a hard cast, which was  
22 applied from her thigh to her foot.

23          21.     Defendants failed to properly maintain the Premises' by allowing a dangerous  
24 condition to exist.



**COGBURN LAW**  
2580 St. Rose Parkway, Suite 330, Henderson, Nevada 89074  
Telephone: (702) 748-7777 | Facsimile: (702) 966-3880

1           32. Defendants, despite their respective duties to inspect and maintain the Premises,  
2 failed to undertake reasonable efforts to ensure that the Premises was safe prior to Minor's slip  
3 and fall on August 6, 2017.

4           33. Defendants, despite having notice of the dangerous condition, failed to undertake  
5 reasonable efforts to correct this condition or warn patrons of a potential hazardous and unsafe  
6 condition.

7           34. In failing to maintain or inspect the Premises, Defendants knew, or should have  
8 known, it was foreseeable that a person would slip and fall, thereby causing injuries.

9           35. As a result of Defendants' failure to act reasonably in inspecting or maintaining the  
10 Premises, an unreasonable risk of harm was allowed to exist at the Premises, directly leading to  
11 the harms and losses sustained by Minor.

12           36. Had Defendants acted reasonably in ameliorating the above-mentioned dangerous  
13 condition in a timely manner and upon inspection or receipt of notice, the harms and losses  
14 sustained by Plaintiff would not have occurred.

15           37. In failing to properly maintain and secure the Premises, Defendants breached their  
16 duties.

17           38. As a direct and proximate result of Defendants' breach of their duties, Minor  
18 incurred physical injuries, some of which may be permanent and disabling in nature and  
19 experienced significant pain and suffering.

20           39. As a further direct and proximate result of those injuries, Minor reasonably sought  
21 medical care and treatment of her injuries and was required to incur the costs and expenses  
22 incidental thereto, in an amount in excess of \$15,000.00.

23           40. Minor may further require future medical care and treatment as a result of her  
24 injuries sustained in the above-entitled incident and will necessarily incur costs and expenses  
25 associated therewith.

22580 St. Rose Parkway, Suite 330, Henderson, Nevada 89074  
Telephone: (702) 748-7777 | Facsimile: (702) 966-3880

**(Negligent Hiring, Training, Supervision, and Retention Against All Defendants)**

43. Defendants owed a duty of care to Minor to use reasonable care in the hiring, training, supervision, and retention of DOE Employees, DOE Individuals, and ROE Entities to whom they employed to maintain their Premises.

45. Defendants breached their duty to Minor by failing to reasonably hire, train, and supervise, and DOE Employees, DOE Individuals, and ROE Entities regarding the condition of the Premises and to reduce the risk of slip and fall incidents.

47. As a direct and proximate result of Defendants' breach of their duties, Minor was injured, causing her pain and suffering of body and mind.

Page 6 of 8

49. Plaintiff and Minor have been forced to retain the services of Cogburn Law to represent him in this action, and is therefore entitled to reasonable attorney fees, costs of suit, and pre- and post-judgment interest as applicable.

### **THIRD CAUSE OF ACTION**

#### **(Respondeat Superior Against All Defendants)**

50. Plaintiff re-alleges and incorporates by reference each and every allegation previously made in this Complaint as if fully set forth herein.

51. Upon information and belief, DOE Employees and/or DOE Individuals may have been, or were, employees of Skechers and/or ROE Entities at the time of the slip and fall incident described herein and were acting within the course and scope of such employment.

52. Upon information and belief, DOE Employees and/or DOE Individuals, at the time of the subject incident, were acting within the course and scope of their employment.

53. The liability of DOE Employees and/or DOE Individuals to Minor for injuries sustained in the slip and fall incident described herein is fully and wholly imputed to Skechers and/or ROE Entities pursuant to the doctrine of respondeat superior.

54. As a direct and proximate result of Defendants' breach of their duties, DOE Employees caused the slip and fall incident of Minor, as described herein.

55. As a further direct and proximate result of Defendants' breach of their duties, Minor was injured, causing her excruciating pain and suffering of body and mind.

56. As a further direct and proximate result, Plaintiff has incurred expenses for medical care and treatment in an amount to be proven at time of trial.

57. Plaintiff and Minor have been forced to retain the services of Cogburn Law to represent her in this action, and is therefore entitled to reasonable attorney fees, costs of suit, and pre- and post-judgment interest, as applicable.

**COGBURN LAW**  
2580 St. Rose Parkway, Suite 330, Henderson, Nevada 89074  
Telephone: (702) 748-7777 | Facsimile: (702) 966-3880



**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff prays for judgment of this Court as follows:

1. For general damages for past and future harms and losses in an amount in excess of \$15,000.00;
2. For special damages for past and future harms and losses in an amount in excess of \$15,000.00;
3. For all costs of suit herein incurred;
4. For reasonable attorney fees and pre-and post-judgment interest; and
5. For such other and further relief as to this Court shall deem just and proper.

Dated this 12th day of March 2021.

COGBURN LAW

By: /s/Hunter S. Davidson  
Jamie S. Cogburn, Esq.  
Nevada Bar No. 8409  
Hunter S. Davidson, Esq.  
Nevada Bar No. 14860  
2580 St. Rose Parkway, Suite 330  
Henderson, Nevada 89074  
*Attorneys for Plaintiff*

COGBURN LAW  
2580 St. Rose Parkway, Suite 330, Henderson, Nevada 89074  
Telephone: (702) 748-7777 | Facsimile: (702) 966-3880